

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----x  
TRANSHORN, LTD., on behalf of itself and all  
others similarly situated,

Plaintiff,

- against -

UNITED TECHNOLOGIES CORPORATION,  
OTIS ELEVATOR CO., KONE  
CORPORATION, KONE INC., SCHINDLER  
HOLDING LTD., SCHINDLER ELEVATOR  
CORPORATION, THYSSENKRUPP AG and  
THYSSEN ELEVATOR CAPITAL CORP.,

Defendants.

-----x

04 CV 01178 (TPG)

STIPULATION TO EXTEND TIME TO  
APPEAR, ANSWER OR OTHERWISE MOVE

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DATE FILED: <u>7/23/04</u>

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned attorneys, that the time in which defendant ThyssenKrupp AG may appear, answer, move, or otherwise respond to the summons and complaint in the above-named action is hereby extended to and including September 10, 2004. It is further agreed that, by signing this stipulation, the parties have not waived their rights with respect to any potential issue in this litigation, including, but not limited to, the assertion by ThyssenKrupp AG of jurisdictional defenses either by motion or otherwise.

Dated: New York, New York  
June 30, 2004

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*Attorneys for Defendant ThyssenKrupp AG*

SO ORDERED:

Date: *Thomas P. Greene* 7/23/04  
United States District Judge *[Signature]*